App. F. IX-4

Previous References 1933. (Legis) File No. 24-33
Serial Nos. 5, 9, 10 & 13

Later References
Legis 24. 34-2

PRESERVED

24

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. June

Part B for June 34

SUBJECT.

Amendment to Sub-rule (3) of Rule 30 of the Mysore Motor Vehicles Rules

13) To The Compiler

Notfn No P 6350 dy 21-23-5-34

Notifies the above

Dr Nagaraja
5.6.34

Serial No.

No. T-2 7521/ 32-34 Ol

From

The Commissioner of Excise refers to the Auditors observations in the matter of remitting fees recovered on account of licences. The explanations as the fees so recovered are at present being credited to State Fund & requests orders of Govt in the matter.

1) The vehicles such as licensed cars Taxi, jeeps through of Buses in Roads also But as the fee is a lump sum fee & not based mileage there is a real difficulty in apportioning the fees in orders

Done 23/1

2) In cases in which a lumpsum fee is fixed and a permit issued for the whole district, there is no means of apportioning the fee as betn the Govt & local bodies. In such cases the fee has to be credited to Govt alone, Since rule 30 (3) does not apply. It is perhaps desirable to amend this rule to make the meaning clear.

3) For favour of remarks

File No. of 193

General and Revenue Secretariat

Serial No.

Forwarded with compliments to the Comptroller for favour of remarks

License fees for registration and driving of Motor Vehicles are recovered under Rules 4, 16 and 29 and are credited to Government. Only permit fees levied under Rule 30 are required to be apportioned between the respective Local authorities and the Government (vide, clause(3) of Rule 30) Whether the local auditor feels a doubt regarding the head of classification or requires the rules to be amended and a portion credited to the Local Bodies may be made clear.

No. 311/LAD. of 1934.

Returned with compliments.

Road permits are required to be taken for plying passenger Motor Vehicles, Lorries and Taxies. The fee collected in the first case which is based on the number of miles likely to be traversed by the vehicles between the date of the permits and the end of the official year is apportioned between Government and the local Bodies in proportion to the number of miles the Vehicles would cover within their respective jurisdictions. But in the other two cases, the fee collected which is a fixed sum per annum is credited wholly to Government Account though they ply on the roads belonging to local Bodies. The point raised in audit is whether a portion of the fee so collected should not also be apportioned as between the local Bodies and Government.

A ruling on this point is requested as the present rules are silent regarding it.

Comptroller

3280/P

General and Revenue Secretariat | File No. of 193 | [App. F. III—2

Serial No.

& The point raised by the Comptroller (A) has to be examined by the Administrative department with reference to the practice followed in other districts, if necessary, and the decision communicated to the Comptroller.

8/4

Kind reference is invited to para 2 above — 3/4/34

Rule 30(B) may, I think, be amended as follows:-

"In case the motor vehicle in respect of which a permit is issued under this rule motor bus, the amount of fees received in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions"

It is also desirable to add an explanation to the effect that a local authority for the purpose of this rule means only a Dt Bd, ~~and~~ a City Municipality or such other Town Town Area or Sanitary Bd as Govt may notify in this behalf. Otherwise, even Village Panchayats can claim apportionment as the rule now stands at present, if only a portion of the road is within the jurisdn of such Panchayats.

Submitted for orders

(Gen Secy) 7/8/34

3/4/34

FIRST [illegible]
6 APR. 1934
[illegible]

NOTE—Continue on sheet

WD 0434—GPB—15,000—12-10-33

The remarks as approved.

Secy. " under
yr 7 pre Mr Carter

Asst 5-4-34

File No. of 193

General and Revenue Secretariat

Serial No.

is required, please take action accordingly

Ex

Colonial

~~Treasurer~~

Asst.

6.4.34

Dft

DMC

7.4

draft libd

DMC

9/4

Before issuing this, ~~a copy~~ a G.O as ~~amended~~ has to issue on the point raised by the Channel Islands - It may be stated therein that to clear the doubt, action is being taken to amend the rule - Please put up a Dft G.O DMC

10/4

draft G.O. is also libd

DMC

13/4

for approval of both Dfts

Guernsey) DMC

13/4

Asst.

16.4.34

Issue DMC

20.4.34

TYPING
17 APR 193
GENL & REV. SECT

Serial No.

G.O. No. 4884-92 Dt. 23.4.34
9 The new Bangalore Municipal Corporation
Act was brought into force with effect from the 1st April 1934. Under the provisions of Section 68 of the Motor Vehicles Act, the State Government have framed the rules regulating the apportionment of motor vehicles taxation which will be made over to the Municipalities. These rules were published in Notification No. P.4893 Dt. 23.4.34 of the Government of Mysore.
10 The Commissioner of Police has submitted a draft amendment to Rule 30 (3) of the Motor Vehicles Rules.

No suggestions or objections have been received.
Submitted for orders with draft.

It is proposed to give effect to the new rule from 1-7-34 i.e. claims of municipalities etc. will then have to be settled under the old rule.
Submitted for approval.
(Sd.) M.V.G. 17/5/34
May be approved.
Sd. illegible 17.5.34.
Sd. illegible 18/5/34

Sd. illegible 21.5.34.
Issued M.V.G. 21/5/34

OFFICE OF THE FIRST MEMBER OF COUNCIL 18 MAY 1934 No. 9116

TYPING SECTION 21 MAY 1934

NOTE—Contn. Sheet.

WD 0434—GPB—15,000—12-10-33

Leg. File No. 24 of 1937.

General and Revenue Secretariat

Serial No.	
	No P 5350 of 23.5.37
13	Re compiling notifies the amendment of Sub-rule (3) of Rule 30
	Press Slip
	Printed copies placed in file B
	To be recorded against S.C.W. for information & to notify Local Boards for under the explanation

Page 5/1

Serial No.

NOTIFICATION

No. P. 5350—Legis. 24-33-13, dated Bangalore, 21st—23rd May 1934.

In exercise of the powers conferred by Section 11 of the Mysore Motor Vehicles Regulation 1928, the Government of His Highness the Maharaja are pleased to make the following amendments to the Mysore Motor Vehicles Rules issued with Notification No. P. 3015—Legis. 21-22-10, dated 12th December 1924, as amended from time to time the draft amendments having been published already with Notification No. P. 4893—Legis. 24-33-10, dated 18th – 23rd April 1934 at page 57, Part IV of the *Mysore Gazette*, dated 3rd May 1934:—

Amendment.—For sub-rule (3) of rule 30 of the said Rules, the following shall be substituted:—

"In case the motor vehicle in respect of which a permit is issued under this rule, is a motor bus, the amount of fees recovered in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions."

"*Explanation.*—A local authority for the purposes of this rule means only a District Board, a City Municipal Council or such other Town Municipal Council or Sanitary Board as Government may notify in this behalf."

This shall come into effect from 1st July 1934.

By Order,
S. ABDUL WAJID,
General Secretary to Government.

In D 6325 the question regarding the municipalities which may be notified as coming under the explanation referred to above, has been discussed. The file has been sent to L.S.G & approved. The file may be got back and further action taken to notify the local authorities which can get

File No. of 193

General and Revenue Secretariat

a share of the cess fund

Dom. 8/6 1884

All the Dt Bds & City Mt
will under the new rule continue
their share of the cess collection
It is only if it is intended to give a share
to the Town Mt's or the Sanitary Bds that
a notification would be necessary. The
intention, for the present, seems to be
that the privilege is not to be extended
to Town Mt's or the Sanitary Boards
and their cases have to be considered
only when they arise.

If so, no further action is
now necessary.

In all future communications please quote
No.....J.2-752/33-34.
Enc.

Tel. Address.—"DEPCOM"
Post Box No. 34.

OFFICE OF THE DISTRICT MAGISTRATE.
BANGALORE DISTRICT.

Dated, Bangalore, the 13th December *1933.*

FROM

K. V. Anantaraman, Esq., B.A.,
District Magistrate,
Bangalore District.

To

H. V. Ramaswami, Esq., M.A. .B.L.,
General *Secretary,*
to the Government of Mysore.
Bangalore

GENERAL SECRETARIAT
DEC 1933
120

SIR,

Subject:—

I have the honour to note in the margin an extract of the audit notes of the Comptroller (para 21) relating to Motor bus licenses in this District from December 1931 to June 1933 and to state that at present the fee for the grant of lorry and taxi licenses is being credited to State Funds. The vehicles sometimes pass through several roads such as State Fund, District Fund and Municipal Fund. I request that the orders of Government may kindly be communicated to me as to the Head of Account to which these recoveries should be credited. The rules at present are silent on this.

21. The fees recovered on account of lorry and taxi licenses are credited to XIX A Communications in Government Account irrespective of whether these ply on Municipal and District Fund or partly on Municipal and partly on State Fund or on Municipal, State Fund or District Fund roads. Orders of Government may be obtained as to the Head of Account to which these recoveries should be credited.

I have the honor to be,
Sir,
Your most obedient servant,

DISTRICT MAGISTRATE,
BANGALORE DISTRICT.

G.R.S. App. F VI G-2]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Sec Leg.
File No. 4-33
Serial No. 9

General and revenue Secretariat

Proceedings of the Government of His Highness the Maharaja of Mysore.

the *192*

Date of issue... 29/4/34

Signed by... Dy Sec to Govt

Have entries been made

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Read—

Letter No. T2. 752/33-34 dt 13.12.33 from the Dy Comr Bangalore dt forwarding the marginally noted extract of the audit note 21 on the Compilation (Para 29) relating to Motor Bus licenses

~~Order Thereon~~ Nil

in the above from Dec 1931 to June 1933 and requesting that orders of Govt may be communicated as to the head or account to

which these revenues
accrued to counties.

Order No. P 4884-92

Road permits are required
to be taken for flying
passenger motor vehicles,
lorries and taxis the
fee charged in the former
case, which is based
on the number of miles
likely to be covered
by the vehicles between
the date of the permits
and the end of the official
year is apportioned between the
Govt and the local bodies
in proportion to the number
of miles the vehicles would
cover within their respective
jurisdictions, but in the
latter two cases, the fee charged
which is a fixed sum
in year is credited solely
to Government thus pay

List of enclosure.

Copied by

Examined by

WD 0326—GPB—12,500—26-5-27

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

The point raised in audit is whether a portion of the fee so collected should not also be apportioned to the local bodies & port. Since in cases ~~in which a lump sum fee is fixed as for lorries & taxis, there is no mean~~ of a of lorries & taxis, it is a lump sum fee that is fixed ~~&~~ which is not based on the number of miles the vehicle is to cover during the period of the permit, Govt consider that rule 30(3) of the M. V. Rules does not apply and the local bodies are not therefore entitled to any apportionment in such cases.

~~transmission~~ transmission routes & routes on the roads belonging to local Bodies. ~~Which~~ With a view to ~~make~~ remove ~~the~~ all doubts in the matter ~~clear~~ Govt direct that ~~the~~ rule 30(3) ~~of the~~ be modified as follows:—

[Here enter form draft of amendment.]

Separate accounts will be taken to meet the charges

DM 14/9

to the new Bangalore Municipality & Municipalities of Stations

DM 7/4

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:—

Letter No.J2-752/33-34 dated 15th December 1933 from the District Magistrate, Bangalore District, forwarding the marginally noted extract of the audit notes of the Comptroller (Para 21) relating to Motor Bus Licenses, in the District

21. The fees recovered on account of lorry and taxi licenses are credited to XIX A Communications in Government account irrespective of whether these ply on Municipal and District Fund or partly on Municipal and partly on State Fund or on Municipal, State Fund or District Fund roads. Orders of Government may be obtained as to the head of account to which these recoveries should be credited.	from December 1931 to June 1933 and requesting

that orders of Government may be communicated as to the head of account to which these recoveries should be credited.

Order D 4005-4-9 L&S 24-33.

Mdg, Bangalore, 18th April 1934.

Road permits are required to be taken for plying passenger motor vehicles, lorries and taxies. The fee collected in the first case, which is based on the number of miles likely to be traversed by the vehicles between the date of the permits and the end of the official year is apportioned between the Government and the Local bodies in proportion to the number of miles the vehicles would cover within their respective jurisdictions. But in the other two cases the fee collected which is a fixed sum per year is credited wholly to Government though they ply on the roads belonging to local bodies. The point raised in audit is whether a portion of the fee so collected should not also be apportioned as between the local bodies and Government. Since in cases of lorries and taxies it is a lumpsum fee that is fixed which is not based on the number of miles the vehicle is to cover

cover during the period of the permit Government consider that rule 30 (3) of the Motor Vehicles Rules does not apply and the local bodies are not therefore entitled to any apportionment in such cases. With a view to remove all doubts in the matter Government direct that Rule 30(3) be modified as follows:-

"In case the motor vehicle in respect of which a permit is issued under this rule, is a motor bus, the amount of fees recovered in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions"

"Explanation: A local authority for the purposes of this rule means only a District Board, a City Municipality Municipal Council or such other Town Municipal Council or Sanitary Board as Government may notify in this behalf."

Appropriate action will be taken to notify the change.

General Secretary to Government.

The District Magistrate, Rangatore District

The Comptroller to Government

The District Magistrates of other Districts

Appendix F G—1]

drafts 11 ANT

SUBJECT .....

.....

.....

Section Legs.
File No. 24-3,
Serial No. 10

Diary No. of letter replied to .....

No. PU 893

To

Notfs

The following draft amendment which the Govt. propose to make in exercise of the powers conferred on them under sec 11 of the Mys Motor Vehicles Rules 1928, to the Mysore Motor Vehicles Rules issued with Notfn No P. 30-15 Legs 21-22-10 Dt 11-12-1928 as amended from time to time is hereby published for the information of persons likely to be affected thereby and notice is hereby given that the said draft

General and Revenue Secretariat

( )

the *193*

Date of issue 23/4/34

Signed by

List of enclosures .....

Copied by .....

Examined by .....

it be taken into consideration
on or after the 15th May 1924
and that any suggestions
or objections which may be
received from any person
with respect to the said
draft before the date aforesaid
will be considered by Govt.

Draft Amendment

Sub-rule (3) of rule
30 of the said Rules, for
the following shall be substituted
namely:-

In case the motor
Vehicle in respect of which
a permit is issued under
this rule, is a motor bus, the
amount of fees recovered
in respect of such permit
shall be apportioned between
the respective local authorities
and the Govt. in proportion
to the estimated number of
miles the permitted vehicle
would cover within the

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

respective jurisdictions"

"Explanation: A local authority for the purposes of this Rule means only a Municipal Council or a City Municipal Council or such Town ~~Council~~ Municipality or Sanitary Board as Government may notify in this behalf

By Order,

Chief Secretary.

1874

1874 General Index

To

The Compiler, Law Gazette

for publication in Colombo and for the printing & supply of 25 copies to the Secretariat

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat

No. 9264-93 Legis 21-23-10 Bangalore Dated 18th April 934.

NOTIFICATION.

The following draft amendment which the Government propose to make in exercise of the powers conferred on them by under Section 11 of the Mysore Motor Vehicles Regulation, 1928, to the Mysore Motor Vehicles Rules issued with Notification No.P.3015 Legis.21-2210 dated 11th December 1924 as amended from time to time is hereby published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after 15th may 1934 and that any suggestions or objections which may be received from any person with respect to the said draft before the date aforesaid will be considered by Government

Draft Amendment: For Sub-rule (3) of the rule 30 of the said Rules, the following shallbe substituted:

"In case the motor vehicle in respect of which a permit is issued under this rule is a motor bus, the amount of fees recovered in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions."

"Explanation: A local authority for the purposes of this rule means only a District Board, a City Municipal Council or such other Town Municipal Council or Sanitary Board as Government may notify in this behalf."

By Order

Mysore

for General Secretary to Government

To

The Compiler, Mysore Gazette, for publication in Part and for the printing and supply of 25 copies to the Secretariat.

hks.9

NOTIFICATION.

No. P. 4893—Legis. 24-33-10, Bangalore, dated 18th—23rd April 1934.

The following draft amendment which the Government propose to make in exercise of the powers conferred on them under Section 11 of the Mysore Motor Vehicles Regulation, 1928, to the Mysore Motor Vehicles Rules issued with Notification No. P. 3015—Legis. 21-22-10, dated 11th December 1924 as amended from time to time is hereby published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after 15th May 1934 and that any suggestions or objections which may be received from any person with respect to the said draft before the date aforesaid will be considered by Government: –

Draft Amendment:—For sub-rule (3) of the rule 30 of the said Rules, the following shall be substituted:—

"In case the motor vehicle in respect of which a permit is issued under this rule, is a motor bus, the amount of fees recovered in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions."

"*Explanation*:—A local authority for the purposes of this rule means only a District Board, a City Municipal Council or such other Town Municipal Council or Sanitary Board as Government may notify in this behalf."

By Order,

S. ABDUL WAJID,

Secretary to Government,

General Department.

Appendix F G—1]

SUBJECT .....

.....

.....

Section Legs

File No. 24—33

Serial No. 13

Diary No. of letter replied to .....

No. P5350/-

To No. to G^t

General and Revenue Secretariat

(the 193

e of issue 23/5/34

gned by Jas N. R. J Rao

The exercise of the powers conferred by Section 11 of the Mysore Motor Vehicles Rules, 1928, the Govt. of H.H. the Maharaja are pleased to make the following amendments to the Mysore Motor Vehicles Rules issued with Notif^n No. P 3015 Legs dt 22-10-01 dt 12-12-19 as amended from time to time the draft amendments having been published already with Notif^n No 2489-3 Legislation 24-3-33-10 01 15/2-3-4-1934 at Page 5 in Part IV of the Mysore Gazette

ist of enclosures .....

Copied by .....

Examined by .....

WD 0677—G P B—15,000—8-11-33

Dated 3.5.1934

This shall come into effect from 1st July 1934.

By Order,

17/5/34 General Secy to G.O.C.

The Compiler, Maps & Air Photos for publication in Part II for Air/mapping & Supply of 12 copies each to the I.G.P & Dirs of Surv & 25 copies to the Secy to D.S.G. Ins

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. P5350 / 21-5-34

General and Revenue Secretariat,

Dated Bangalore ..... 21st May 193

NOTIFICATION.

In exercise of the powers conferred by Section 11 of the Mysore Motor Vehicles Rules 1923, the Government of His Highness the Maharaja are pleased to make the following amendments to the Mysore Motor Vehicles Rules issued with Notification No.P.3015 Legis. 21-22-10 dated 24th December 1926, as amended from time to time the draft amendments having been published already with Notification No. P.4893 Legis. 24-33-10 dated 18/23rd April 1934 at Page 57 Part IV of the Mysore Gazette dated 3rd May 1934:-

Amendment:- For sub-rule (3) of the rule 30 of the said Rules, the following shall be substituted:-

"In case the motor vehicle in respect of which a permit is issued under this rule, is a motor bus, the amount of fees recovered in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions"

Explanation:- A local authority for the purposes of this rule means only a District Board, a City Municipal Council or such other Town Municipal Council or Sanitory Board as Government may notify in this behalf"

This shall come into effect from 1st July 1934.

By Order,

M Narayana Rao

for General Secretary to Government

To

The Compiler, Mysore Gazette for publication in Part IV and for the printing and supply of 12 copies each to the Inspector General of Police and District Magistrates of Districts and 25 copies to the Secretariat.

NOTIFICATION.

No. P. 5350—Legis. 24-33-13, dated Bangalore, 21st—23rd May 1934.

In exercise of the powers conferred by Section 11 of the Mysore Motor Vehicles Regulation 1928, the Government of His Highness the Maharaja are pleased to make the following amendments to the Mysore Motor Vehicles Rules issued with Notification No. P. 3015—Legis. 21-22-10, dated 12th December 1924, as amended from time to time the draft amendments having been published already with Notification No. P. 4893—Legis. 24-33-10, dated 18th—23rd April 1934 at page 57, Part IV of the *Mysore Gazette*, dated 3rd May 1934:—

Amendment.—For sub-rule (3) of rule 30 of the said Rules, the following shall be substituted:—

"In case the motor vehicle in respect of which a permit is issued under this rule, is a motor bus, the amount of fees recovered in respect of such permit shall be apportioned between the respective local authorities and the Government in proportion to the estimated number of miles the permitted vehicle would cover within their respective jurisdictions."

"*Explanation.*—A local authority for the purposes of this rule means only a District Board, a City Municipal Council or such other Town Municipal Council or Sanitary Board as Government may notify in this behalf."

This shall come into effect from 1st July 1934.

By Order,
S. ABDUL WAJID
General Secretary to Government.